

ARTICLE VII
ENFORCEMENT OF
DISTRICT REGULATIONS

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7.1 General

In addition to the penalties and enforcement provisions set forth in the previous Articles, the District reserves the right to enforce the regulations using the methods and procedures set forth below.

7.1.1 Notice of Violation

Any person violating any provision of these regulations shall be served a written notice of violation by the Director of Utilities or his designee stating the nature of the violation(s) and providing an appropriate time for the satisfactory correction thereof. If more than one provision of these regulations is violated, each separate violation shall be considered a separate offense. The offender shall, within the period of time stated in the notice, remedy and permanently cease all violations.

7.1.2 Emergency Action

In the event of an emergency, the Director of Utilities may take action necessary to prevent or end a violation.

7.2 Cease and Desist Order

The District may, where a violator of these Regulations has failed to comply with a notice of violation, issue a cease and desist order to the violator. In the event a violation causes a public health problem or causes the District to violate its NPDES permit limits, the District may request the Board of Health to issue a cease and desist order or evacuation order.

7.3 Nuisance

In the event a violation constitutes a nuisance as defined by Ohio law, the District will issue a cease and desist order. Should the violator fail to comply with such order, the District will request Office of the Prosecuting Attorney to file a complaint for injunction in the Clermont County Court of Common Pleas and obtain a temporary restraining order to end the violation.

7.4 Termination of Service

At all times the District reserves the right to terminate service to any user who is found by the District to be in violation of any of the Regulations set forth herein. Service will not be restored until the violation is corrected and any necessary fees associated with correction of the violation and restoration of service are paid in full.

7.5 Falsifying Information

Any person who knowingly makes any false statements, representations, or certifications in any application, record, report, plan, or other document filed with the District or required to be maintained pursuant to these regulations, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required under these regulations, shall be criminally prosecuted as allowed by law. Each false report shall constitute a separate violation.